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I hereby certify that this transmittal and the documents referred to as enclosed therein are being deposited with the U.S. Postal Service in an envelope as "Express Mail Post Office to Addressee," under 37 CFR 1.10 on the date indicated above and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

Beverly A. Lee
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Mark Roland Boeder

Application No.: 09/957,490

Filed: September 19, 2001

For: CHRYSANTHEMUM PLANT
NAMED 'STELLAR TIME'

Art Unit: 1661

PTO Confirmation No.: 3149

Examiner: Kizilkaya, Michelle R.

PTO Atty. Docket: 10451.0028.NPUS00

PETITION FOR EXTENSION OF TIME UNDER 37 C.F.R. § 1.136

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

It is hereby requested that the period for responding to the outstanding Office Action of October 1, 2002 be extended two months from March 18, 2003 to May 18, 2003 by the filing of this Petition and fee payment. Since May 18, 2003 was a Sunday, this petition is filed on the next business day Monday, May 19, 2003.

The petition fee is believed to be \$410.00 for a two-month extension under 37 C.F.R. § 1.17(a), and the Commissioner is authorized to deduct the fee from Deposit Account No. 08-

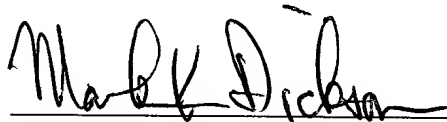
3038, referencing Docket No. 10451.0028.NPUS00. A duplicate copy of this Petition is enclosed.

If additional extensions of time under 37 C.F.R. § 1.136 other than those provided for here are required to prevent abandonment of the present patent application, then such extensions of time are hereby petitioned. Should any additional fees be required for any reason relating to this application, the Commissioner is authorized to charge any additional fees, or credit any overpayment, to Deposit Account No. 08-3038, referencing Docket No. 10451.0028.NPUS00.

In order to facilitate the resolution of any issues or questions presented by this paper, Applicant respectfully requests that the Examiner contact the undersigned by telephone to further the discussion at (650) 463-8100.

In order to further promote the prosecution of this application, the Examiner is authorized to contact the undersigned by electronic mail. Please address all e-mail to DicksonM@howrey.com.

Respectfully submitted,



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Date: May 19, 2003